

BLD-47

November 16, 2006

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

NO. 06-3097

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SAMUEL MENDEZ,

Appellant,

v.

PENNSYLVANIA DEPARTMENT OF CORRECTIONS; PRISON HEALTH  
SERVICES; DR. MARK BAKER; DR. FRAIDER

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On Appeal From the United States District Court  
For the Western District of Pennsylvania  
(D.C. Civ. No. 05-cv-00035)  
District Judge: Honorable Sean J. McLaughlin

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Submitted For Possible Dismissal Under 28 U.S.C. § 1915(e)(2)(B)  
November 16, 2006

Before: MCKEE, FUENTES AND ROTH, CIRCUIT JUDGES

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**JUDGMENT**

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This cause came on to be heard on the record from the United States District Court for the Western District of Pennsylvania and was submitted for possible dismissal under 28 U.S.C. §1915(e)(2)(B). On consideration whereof, it is now here ORDERED AND ADJUDGED by this court that the appeal is dismissed under 28 U.S.C. §1915(e)(2)(B). All of the above in accordance with the opinion of this Court.

ATTEST:

/s/ Marcia M. Waldron  
Clerk

DATED: May 8, 2007

Certified as a true copy and issued in lieu  
of a formal mandate on 8/9/07

*Marcia M. Waldron*  
Teste:  
Clerk, U.S. Court of Appeals for the Third Circuit